IN THE HIGH COURT OF JUDICATURE AT BILASPUR

M.C.C. NO. 801 /2006 Single Bench

IN THE MATTER OF:-

M.C.C. No.344/2006 BETWEEN

Applicants: Smt. Anita Sharma

VERSUS

Non-applicant: Anand Mohan Sharma

APPLICANT Smt. Anita Sharma, wife of Shri Anand Mohan Sharma, daughter of Paremeshwar Dayal Sharma, aged about 43 years, resident of Azad Chowk, Brahmanpara, Raipur

P.R. No. 3609/06 Presented by Shri M.K. Sahu Dated 25/11/06

Vs

RESPONDENT : Anand Mohan Sharma, son of Late Shri Vyas Narayan Sharma, aged about 48 years, I.T. Officer, Bank of Maharashtra, Devendra Nagar, Raipur, resident of Kadambari Housing Society, Dhamdha Road, Durg.

APPLICATOIN FOR RESTORATION OF THE PETITION

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक M.C.C.No. 801/2006 सन् 200

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आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

05.01.2007

Shri M.L. Saket, counsel for the applicant.

None for the respondent.

Heard.

This application (M.C.C. No. 801/2006) has been filed for restoration of M.C.C. No. 344/2006, which was an application under Section 24 of the Code of Civil Procedure. This application is supported by affidavit of the counsel himself.

This matter was dismissed in default on 23.8.2006, when the Members of the Chhattisgarh High Court Bar absented themselves from the Court proceedings as a mark of protest against the action of the State Government in appointing outsiders as Law Officers of the State.

Learned counsel for the applicant submits that about hundred cases were dismissed in default on the said date and the Division Bench of this Court, headed by The Chief Justice, by passing a detailed order dated 6th October, 2006, restored almost about all the cases, which were dismissed by the said Bench, on certain conditions. His submission is that the similar treatment may also be given to this case.

The prayer appears to be genuine.

The order of Division Bench passed in M.C.C. No. 495/2006 perused.

For the reasons stated in the order dated 6th October, 2006 passed by the Division Bench in M.C.C. No. 495/2006, this

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

M.C.C.No. 801/2006

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	application is allowed on the same terms and conditions, which have been mentioned in the aforesaid order. The dismissed M.C.C. No. 344/2006 shall be restored to its original number on the reasons stated in the order. M.C.C. stands disposed of. **Sd/-** **Sunil Kumar Sinha** **Judge**	

[redacted]watti

22.1.07

In view of the Hon'ble
C.O. dt 5.1.07 Copy of receipt
Cert Rs 300/- dt 18.1.07